

**THE MINUTES OF THE HOUSE STANDING COMMITTEE
ON
JUDICIARY**

Wednesday, May 11, 2005

10:30 a.m.

Room 308 House Office Building

The House Standing Committee on Judiciary was called to order by **Representative William Van Regenmorter**, Chair.

MEMBERS PRESENT: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith.

MEMBERS ABSENT/EXCUSED: Representative McConico.

Representative Lipsey moved to excuse absent members from committee. The motion was supported by **Representative Condino**. There being no objection, the motion prevailed by unanimous consent.

Representative Schuitmaker moved to adopt the minutes of the **May 4, 2005** meeting. The motion was supported by **Representative Jones**. There being no objection, the motion prevailed by unanimous consent.

Chairman Van Regenmorter laid **HB 4597, HB 4598** and **HB 4599** before the committee:

HB 4597	Mortimer	Crimes; lewdness; penalties for indecent exposure while engaging in a lewd and lascivious act; provide for.
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HB 4598	Jones	Criminal procedure; sex offender registration; crime of indecent exposure while engaging in a lewd and lascivious act; include under sex offender registration requirements.
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HB 4599	Elsenheimer	Criminal procedure; sentencing guidelines; indecent exposure while engaging in a lewd and lascivious act; include in guidelines.
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TESTIMONY

Representative Mortimer, sponsor of HB 4597, explained the bill to the committee.

Henry C. Zavislak, Jackson County Prosecutor, supported the legislation.

Jean Doss, representing the Michigan Coalition Against Domestic Sexual Violence, submitted a card in support of the bills with one amendment added, but did not wish to speak.

Chairman Van Regenmorter laid **HB 4727** before the committee:

HB 4727 Elsenheimer Criminal procedure; sentencing guidelines; sentencing guidelines for crime of using a police, fire, or emergency medical communications system to commit a felony; enact.

TESTIMONY

Representative Elsenheimer, bill sponsor, explained the bill to the committee.

Representative Bieda moved to report **HB 4727** with recommendation. The motion was supported by **Representative Virgil Smith**.

The motion prevailed by a vote of **14-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda, Virgil Smith,
Nays: None,
Pass: None.

Chairman Van Regenmorter laid **HB 4721** before the committee:

HB 4721 Vander Veen Criminal procedure; sex offender registration; notification by e-mail to certain individuals when a registered sex offender relocates into a zip code; require.

TESTIMONY

Josh Pickard, from **Representative Vander Veen's** office, supported the legislation.

Sgt. Matt Bolger, representing the Michigan State Police, stated neutrality on the legislation.

Representative Jones moved to adopt the following amendment to **HB 4721**. The motion was supported by **Representative Condino**.

1. Amend page 2, following line 26, by inserting:
"Enacting section 1. This amendatory act takes effect March 1, 2006."

The motion prevailed by a vote of **9-0-5**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini,
Nays: None,
Pass: Representatives Newell, Nofs, Stakoe, Bieda and Virgil Smith.

Representative Jones moved to report **HB 4721** with recommendation, as amended. The motion was supported by **Representative David Law**.

The motion did not prevail by a vote of **7-0-7**.

ADVERSE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Elsenheimer, Jones, David Law, Rocca, Condino,
Nays: None,
Pass: Newell, Nofs, Stakoe, Lipsey, Adamini, Bieda and Virgil Smith.

Representative Condino moved to reconsider the vote by which **HB 4721** failed to be reported. The motion was supported by **Representative Rocca**.

The motion prevailed by a vote of **14-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda, Virgil Smith,
Nays: None,
Pass: None.

Representative Adamini moved to postpone **HB 4721** for the day. The motion was supported by **Representative Rocca**. There being no objection, the motion prevailed by unanimous consent.

There being no further business to come before the committee, the Chair adjourned the meeting at 11:13 a.m.

Representative William Van Regenmorter, Chair
House Standing Committee on Judiciary
Malika Abdur-Rashid
Committee Clerk
517-373-7256
43 minutes